

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant:	Carl A. Waldspurger	Examiner:	Chuck O. Kendall
Serial No.:	09/540,952	Group Art Unit:	2192
Filed:	March 31, 2000	Docket No.:	200301702-1
Title:	Efficient, Transparent and Flexible Latency Sampling		

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

Mail Stop: Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Please enter the following Response to Examiner's Reasons for Allowance.
Remarks begin on page 2.

AUTHORIZATION TO DEBIT ACCOUNT

It is believed that no extensions of time or fees for net addition of claims are required, beyond those, which may otherwise be provided for in documents accompanying this paper. However, in the event that additional extensions of time are necessary to allow consideration of this paper, such extensions are hereby petitioned under 37 C.F.R. § 1.136(a), and any fees required therefore (including fees for net addition of claims) are hereby authorized to be charged to Hewlett-Packard Development Company's deposit account no. 08-2025.

REMARKS

In the Examiner's reasons for allowance, the Examiner states (portions omitted for brevity):

The prior art of record Kasprzyk teaches monitoring the performance of a program as best illustrated by figure 3 and in such a manner as recited in independent claims 14, and 27.

Applicant agrees that the art of record does not teach or suggest the recited limitations. The Examiner, however, did not cite limitations from all of the claims, and only cited portions of some of the claims. Further, Applicant submits that no words or terms should be "read into" a claim based on the statements of the Examiner. Instead, the present claims are allowable for at least the reason that the art of record does not teach or suggest all of the limitations of the claims as actually recited in the claims themselves. Applicant therefore respectfully asserts that the scope of each claim as allowed is to be determined from the actual claim language, including all equivalents.

Date: June 14, 2005

Respectfully submitted,



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